

**BRUNSWICK COUNTY BOARD OF COMMISSIONERS
OFFICIAL MINUTES
REGULAR MEETING
MAY 1, 2006
6:30 P.M.**

The Brunswick County Board of Commissioners met in Regular Session on the above date at 6:30 p.m., Commissioners' Chambers, Central Services Building, County Government Center, Bolivia, North Carolina.

PRESENT: Commissioner David Sandifer, Chairman
Commissioner Phil Norris, Vice-Chairman
Commissioner May Moore
Commissioner Tom B. Rabon, Sr.
Commissioner William M. Sue

STAFF: Marty K. Lawing, County Manager
Huey Marshall, County Attorney
Jana Berg, Assistant County Attorney
Debby Gore, Clerk to the Board
Ann Hardy, Fiscal Operations Director

Sgt. Mark Trull

ABSENT: Steve Stone, Assistant County Manager

I. CALL TO ORDER

Chairman Sandifer called the meeting to order at 6:30 p.m.

II. INVOCATION/PLEDGE OF ALLEGIANCE

Commissioner Sue gave the Invocation and led the Pledge of Allegiance.

III. ADJUSTMENTS/APPROVAL OF AGENDA

Chairman Sandifer asked if there were any adjustments to the agenda. There were no adjustments made.

Commissioner Moore moved to approve the agenda. The vote of approval was unanimous.

IV. PUBLIC COMMENTS

Chairman Sandifer asked if there was anyone in the audience who wished to speak regarding any item on the agenda or any matter that was not included in the agenda. There were no comments from the audience.

V. APPROVAL OF CONSENT AGENDA

Commissioner Sue moved to approve the Consent Agenda. The vote of approval was unanimous. The following items were approved:

A. Minutes

1. April 3, 2006 Regular Meeting Minutes

B. Tax Matters

1. Tax Releases for April 2006
2. Fire Fee Releases for April 2006

C. Finance

- 1) General Fund Amendment 83-Increase \$398,500

The County entered into capital lease agreements for a compactor and athletic field lighting in FY 2006. The documents were executed and the amortization schedules finalized. To complete the accounting for the transactions, a budget amendment is necessary to record the financing proceeds from the capital leases and appropriate the funds for the capital outlay equipment. There are no county funds involved in this amendment.

- 2) County Capital Project Fund Amendment 16-Increase \$1,165

The Brunswick County Airport requests the appropriation of \$1,165 of sales tax refunds earned from the PAPI and Approach clearing project to allow expenditure for construction costs in the project. There are no county funds involved in this budget amendment and ordinance amendment.

- 3) General Fund Amendment 84-Increase \$4,022

The Parks and Recreation Department requests the appropriation of revenues collected at the 2nd annual Brunswick County Spring Training Games fundraiser for contributions to the NC Parks & Recreation Association, March of Dimes, NC Dixie Youth Baseball, and the NC Dixie Boys Baseball State Scholarship. There are no county funds involved in this budget amendment.

- 4) Enterprise Capital Reserve Amendment 22-Increase \$10,000

Enterprise Capital Project Amendment 29-Increase \$10,000

The County engaged Castles Consulting Engineers for the design of the Brunswick Community College and County Complex Pump Station Project. The engineer incurred expenses that are reimbursable under the contract that exceed the current budget and project ordinance amount. Staff recommends the appropriation of \$10,000 of investment earnings in the Enterprise Capital Reserve and an amendment of the project ordinance of the same amount in order to make payment under the contract. There is \$10,000 of enterprise reserve funds involved in this amendment.

- 5) General Fund Amendment 85-Increase \$200,969

Food Service Fund Amendment 2-Increase \$200,969

Inmate meals are greater than anticipated in preparing the FY 06 budget. In order to continue to provide inmate meals a budget amendment was requested by the departments for \$200,969. The general fund appropriation request is to increase miscellaneous detention center revenue collected of \$34,251, general fund investment earnings of \$43,718 and interest on delinquent taxes of \$123,000 for a total of \$200,969 to appropriate to the detention center budget line for inmate meals. The food service fund appropriation request is to increase meal sales from the detention center and appropriate the amount to salaries and benefits, uniforms, departmental supplies, minor office equipment, major operating equipment, food, travel-subsistence, telephone, repair

and maintenance grounds and repair and maintenance equipment. There is \$200,969 of county funds involved in this amendment.

6) Water Fund Amendment 13-Increase \$493,000

The Director of Public Utilities submitted a request to appropriate revenues collected in excess of amounts budgeted for related expenditures. Due to the rapid growth in the county, the demand for water services has increased over the amounts estimated in preparing the FY 06 budget. The demand for water from retail customers and wholesale customers has increased by approximately 5%. The actual number of taps and amount of water to be produced will exceed budgeted projections resulting in a budget shortfall in line items such as water purchased from LCFWSA, chemicals, electricity and tap-on supplies. Staff recommends revenue appropriation of availability fees of \$200,000, retail water sales of \$175,000, industrial water sales of \$48,000 and taps and connections fees of \$70,000 for expenditure of tap on supplies \$70,000, electricity \$100,000, chemicals \$55,000, contracted services \$125,000 and LCFW&SA \$143,000. There are no county funds involved in this amendment.

7) Summary of Local Option Sales Tax Distribution-For Information

Sales tax receipts for all sales tax articles for the period July 1, 2005 thru February 28, 2006 total \$14,310,403. Receipts totaled \$12,530,894 for the same period in the prior year for an increase of \$1,779,509 or 14%. The budget for the fiscal year ending June 30, 2006 is \$20,040,810. For the eight month reporting period, 71.41% of the annual budget was realized.

D. Holden Beach Church of God Tipping Fee Exemption

Request approval to exempt Holden Beach Church of God from tipping fees at the County Landfill.

E. Proclamation – Municipal Clerks Week April 30 through May 6, 2006

Request approval of proclamation to declare Municipal Clerks Week.

To Designate the Week of April 30 through May 6, 2006 as Municipal Clerks Week

WHEREAS, The Office of the Clerk, a time honored and vital part of local government exists throughout the world, and

WHEREAS, The Office of the Clerk is the oldest among public servants, and

WHEREAS, The Office of the Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels, and

WHEREAS, Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all.

WHEREAS, The Clerk serves as the information center on functions of local government and community.

WHEREAS, Clerks continually strive to improve the administration of the affairs of the Office of the Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, province, county and international professional organizations.

WHEREAS, It is most appropriate that we recognize the accomplishments of the Office of the Clerk.

NOW, THEREFORE, we the Brunswick County Board of Commissioners, in recognition of this event do hereby proclaim the week of April 30 through May 6, 2006 as Municipal Clerks Week, and further extend appreciation to our Clerk, Debby Gore and to Margie Stephenson, Deputy Clerk and to all Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

This the 1st day of May, 2006.

s/David R. Sandifer, Chair
Brunswick County Commissioners
Attest:
s/Deborah S. (Debby) Gore, Clerk to the Board, CMC

F. Resolution – Opposing Senate Bill 508

Request approval of Resolution opposing Senate Bill 508.

RESOLUTION IN OPPOSITION TO SB508

Whereas, it has been the stated purpose of County government to provide the basic levels of service that all governments provide, from the picking up of garbage to the provision of a Sheriff's Office, from the emergency service vehicles to the extension of building inspection services, and

Whereas, those basic services are not easily provided and are not cheap, local governments are compelled to exercise tremendous fiscal scrutiny, to see that basic services are provided to all without discrimination to recipients, and to maintain quality at every step of that process, and

Whereas, local governments rely upon real property taxes for the lion's share of its resources, and those taxes rely upon value of the properties situated in the county, and new additions in the County assist the local agencies in meeting their needs in face of inflation and ever increasing populations, and

Whereas, the creation of tax-free property does not assist local governments in meeting the obligations of it public, and increases the tax burden on other existing property in the County.

Now therefore, the Brunswick County Commissioners are hereby resolved to resist the adoption of Senate Bill #508 which creates special class of property, tax-free inventory held by the home builders for five years, as no other category of special property exists for other professions, and properties that are being developed for the special purpose of capital gains should not exempted simply they are real property items.

This the 1st day of May, 2006.

s/David R. Sandifer, Chair
Brunswick County Commissioners
Attest:
s/Deborah S. (Debby) Gore, CMC
Clerk to the Board

G. Resolution – Opposing Senate Bill 951

Request approval of Resolution opposing Senate Bill 951.

Resolution in Opposition to SB 951

Whereas, the disposal of solid waste has always been a preeminent concern of local governments, this disposal avoiding the problems related to decay of organic materials, spread of disease by vectors drawn to the rotting trash, and the avoidance of other secondary effects that relate to sanitary disposal, and

Whereas, the provision of this service that seeks to protect all citizens from the perils of disease and the scourge of vermin is not free or cheap, and is often an enterprise operated by the local government, or contracted by the local government at great expense, and

Whereas, these services can often constitute a major portion of a local government's budget, and the local government is now being asked to subsidize the private hauler that was located in a portion of the local government's jurisdiction not formerly in the town's limits, in addition to providing for the service out of the local government's resources, and

Whereas, the procedure for local governments to extend their jurisdictions can be achieved with methods that are neither punitive nor excessive, either to the local government or the private hauler.

Now therefore, the Brunswick County Commissioners are hereby resolved to resist the enactment of SB 951, as it is neither productive nor progressive in the development of local economies, and the ends sought in the Bill can be achieved with better and simpler acts.

This the 1st day of May, 2006.

s/David R. Sandifer, Chair
Brunswick County Commissioners
Attest:
s/Deborah S. (Debby) Gore, CMC
Clerk to the Board

H. Resolution – Brunswick County Expo Center

Request approval of Resolution in support of a Brunswick County Expo Center.

RESOLUTION IN SUPPORT OF A BRUNSWICK COUNTY EXPO CENTER

Whereas, the County of Brunswick has many items to be justly proud of, and the strength of the people merits the display of the talents and abilities of the residents of the County, coming from diverse places, with differing backgrounds and different horizons, and

Whereas, it is the desire of the County that there be such a place for the people of the County to gather to view the fruits of the land and of the people, to congregate, to deliberate, to plan, to exchange views and engage in commerce and to help in providing for the growth of Brunswick County, and

Whereas, the provision of such a place will be expensive, in terms of hours consumed, in terms of money, in terms of planning, and in terms of providing the best possible place for the best possible Exposition Center that a County can have, and

Whereas, it is the desire of all involved that the Brunswick County Exposition Center be an example for other counties to follow, that the quality and superlative nature of the Exposition Center should befit its namesake, and outshine all the others.

Now therefore, the Brunswick County Commissioners are hereby resolved to wholeheartedly support a **BRUNSWICK COUNTY EXPOSITION CENTER**, one that deserves and preserves the high quality of the County, and will be a permanent example of good people working together with good people to retain a history of a place named Brunswick.

This the 1st day of May, 2006.

s/David R. Sandifer, Chair
Brunswick County Commissioners
Attest:
s/Deborah S. (Debby) Gore, CMC
Clerk to the Board

VI. PRESENTATION

1. Coastline Volunteer Rescue Squad - Resolution of Honor (Shanna Simmons)

Chairman Sandifer read the Resolution of Honor to Shanna Simmons who displayed valor and courage in rescuing three occupants from a submerged vehicle near Bolivia and presented a plaque to Ms. Simmons to honor her bravery.

RESOLUTION OF HONOR

RESOLVED, that like Newton's apple, or Handel's swordfight, there are those times when the elements come together and the unknown product of that intersection can either be great calamity of horrific proportion, or Grace incarnate, leaving all the observers to wonder how it came to be before them, and

RESOLVED, that in this one Instance, while attending the needs of other victims of happenstance, a motor vehicle left the designated roadway and overturned into deceptively deep water, imperiling the lives of the passengers in the vehicle, and

RESOLVED, that fear did not rule the day, but the clear thinking of trained professionals sped the would-be rescuers to the tasks before them, thinking not of themselves or their property, but set to their

work of freeing three victims from the mostly submerged vehicle, with baton in hand anticipating the worst, but finding that on this occasion, the vehicle door would open, and all three occupants were brought out safely, and

RESOLVED, that attending personnel, knowing what to do, administered first aid to the victims immediately after their rescue to avoid damage from the events and other anticipated harm, and

RESOLVED, that the efforts of **Shanna Simmons**, should, and by right ought to be, recognized for the valor that was displayed and the courage that still lives within.

THEREFORE, the Brunswick County Commissioners, meeting in Regular Session, are hereby resolved to honor one who displayed such courage, devotion to duty, honor and integrity, who saw a clear and present danger, and did not hesitate to answer that call, that the said **Shanna Simmons** shall always have a place in our honored memory, lest we forget.

This the 1st day of May, 2006.

s/David R. Sandifer, Chair
Brunswick County Commissioners
Attest:
s/Deborah S. (Debby) Gore, CMC
Clerk to the Board

VII. PUBLIC HEARING

1. Planning – Map Amendment Z-06-04 (Leslie Bell)

CALL TO ORDER

Chairman Sandifer called the Public Hearing to order at 6:36 p.m. and announced that the purpose of the Hearing was to receive comments regarding Proposed Map Amendment Z-06-04. Leslie Bell, Planning Director explained the following:

Item 1 (Map Amendment Z-483 – W.A. Roach)

Item 1 is a map amendment initiated by the property owner. This change from R-7500 (Residential Low Density) to C-LD (Commercial Low Density) would allow for commercial use of the rear portion of Tax Parcel 16800024, beginning approximately 1772.45 feet southwest of the southwestern quadrant of Ocean Highway West (US 17) and Southport-Supply Road (NC 211) and 400 feet southeast. Then 113.83 feet southeast, 1272.98 feet northeast, 170 feet north and 1240 feet southwest to the point of origin.

The area of the parcel proposed for rezoning is approximately 3.5 acres. The total area of the parcel is 15.90 acres.

Planning Board recommends approval for the rear portion of Tax Parcel 16800024 (6 to 0 with Mr. Loyack being absent from the meeting).

Item 2 (Map Amendment Z-484 – Withers & Ravenel/Ryan McAlister)

Item 2 is a map amendment initiated by the property owner. This change from RU (Rural) to R-7500 (Low Density Residential) would allow for residential use of Tax Parcel 20200002 (Requested by the Applicant) and Tax Parcels 2020000104, 20200001 and 2020000108 (Added by Staff) beginning approximately 175 feet east of the southeastern quadrant of Sunset Harbor Road (SR 1112) and Harbor Ridge Drive SE. Continuing 2828.25 feet south, 525 feet northeast, 225 feet northwest, 1000 feet northeast and 1560 feet northwest. Then 140 feet east, 350 feet northeast, 50 feet west, 100 feet north, 180 feet northeast, 45 feet east, 1150 feet northwest and approximately 1600 feet southwest fronting Sunset Harbor Road back to the point of origin.

These parcels total 114.75 acres.

Planning Board recommends approval for Tax Parcel 20200002, 2020000104, 20200001, and 2020000108 (6 to 0 with Mr. Loyack being absent from the meeting).

Mr. Bell informed that he received a letter of withdrawal for Item 3 this afternoon.

Item 3 (Map Amendment Z-485 – Withers & Ravenel/Ryan McAlister)

Item 3 is a map amendment initiated by the property owner. This change from C-LD (Commercial Low Density) and HM (Heavy Manufacturing) to R-7500 (Low Density Residential) would allow for residential use of a portion of Tax Parcel 1890000211, beginning 339.21 feet east and then 1550 feet north of the northeastern quadrant of River Road (NC 133) and Sunny Point Road SE. Continuing 1100 feet northeast, 1100 feet southeast, 223.59 feet southwest, 1422.49 feet southeast and 2191.23 feet northwest back to the point of origin.

The area proposed for rezoning totals 36.78 acres.

Planning Board recommends denial for a portion of Tax Parcel 1890000211 (6 to 0 with Mr. Loyack being absent from the meeting).

Item 4 (Map Amendment Z-487 – Tim Farmer)

Request to rezone from R-6000 (Medium Density Residential) to C-LD (Commercial Low Density) would allow for commercial use of Tax Parcels 243IB017 and 243IB018, beginning 350 feet east of the southeastern quadrant of Robinson Street SW (SR 1876) and Coastal Pine Drive (SR 1875) and continuing 100 feet west fronting Robinson Street.

These parcels total .227 acres.

Planning Board recommends denial for Tax Parcels 243IB017 and 243IB018 (6 to 0 with Mr. Loyack being absent from the meeting).

Item 5 (Map Amendment Z-489 – Frederick C. Hartman)

Item 5 is a map amendment initiated by the property owner. This change from H-M (Heavy Manufacturing) to NC (Neighborhood Commercial) a portion of Tax Parcel 2210001702 (Requested by the Applicant) and all of 2210001701 (Added by Staff) beginning approximately 2275 feet southeast of the southwestern quadrant of River Road (NC 87) and Doshier Cut-Off (NC 133). Continuing 449.39 feet southwest, 307.36 feet south, 485.57 feet northeast and 462.13 feet northwest fronting River Road back to the point of origin.

These parcels total 3.98 acres.

Planning Board recommends approval for a portion of Tax Parcel 2210001702 and all of 2210001701 (6 to 0 with Mr. Loyack being absent from the meeting).

PUBLIC COMMENTS

Chairman Sandifer asked if there were any comments from the audience regarding the Proposed Map Amendment. The following citizens addressed the Board:

1. Ryan McAlister (Withers & Ravenel) spoke in support of Item 2.
2. Karen Connely representing Colonel Babel of Sunny Point, spoke against Item 3.
3. Ryan McAlister (Withers & Ravenel) also represents the applicants in Item 3 and informed that they are in negotiations with representatives from Sunny Point.

ADJOURN

Commissioner Moore moved to adjourn the Public Hearing at 6:42 p.m. The vote of approval was unanimous.

2. Proposed C&D Tipping Fee (Stephanie Lewis)

CALL TO ORDER

Chairman Sandifer called the Public Hearing to order at 6:43 p.m. and explained that the purpose of the Public Hearing was to receive comments regarding the Proposed C&D Tipping Fee at the County Landfill.

Stephanie Lewis, Operation Services Assistant Director explained that due to the rapidly dwindling space in the current C&D landfill and the time and expense that it will take to close the current landfill and develop a new one, it seems prudent to take actions to both extend the life of the current site and to increase revenues. Neighboring NC counties have been surveyed and Staff is convinced that a rate of \$46/ton will more closely approximate the rate that others are charging for C&D waste. The rate change will also provide a more significant revenue to defray the expenses associated with closing the landfill. Staff proposes to transfer this additional revenue into a reserve account for closing expenses. (Based upon the current C&D stream, annual revenues would increase by about \$750,000 with a \$12/ton increase.)

Staff also proposes to modify the County's solid waste permit to clearly designate Brunswick County as the entire service area for the landfill, allowing us to develop and enforce stronger rules prohibiting the dumping of C&D waste not generated in Brunswick County.

PUBLIC COMMENTS

Chairman Sandifer asked if there were any comments from the audience regarding the Proposed C&D Tipping Fee. There were no comments from the audience.

ADJOURN

Commissioner Sue moved to adjourn the Public Hearing at 6:45 p.m. The vote of approval was unanimous.

VIII. ADMINISTRATIVE REPORT

1. Planning – Map Amendment Z-06-04 - (Leslie Bell)

Staff recommends that the Board of Commissioners approve Second Reading and Adoption of Map Amendment Z-06-04.

Commissioner Moore moved to approve Second Reading and Adoption of Map Amendment Z-06-04 Items 1, 2 and 5 (Item 3 withdrawn) and deny Item 4. The vote of approval was unanimous.

2. Planning – Map Amendment Z-06-05 - (Leslie Bell)

Staff recommends that the Board of Commissioners set a Public Hearing date of June 5, 2006 at 6:30 for Map Amendment Z-06-05.

Commissioner Sue moved to approve First Reading and set a Public Hearing for June 5, 2006 at 6:30 p.m. for Proposed Map Amendment Z-06-05. The vote of approval was unanimous.

3. Planning – Text Amendment Z-06-06 - (Leslie Bell)

Staff recommends that the Board of Commissioners set a Public Hearing date of June 5, 2006 at 6:30 for Text Amendment Z-06-06.

Commissioner Sue moved to approve First Reading and set a Public Hearing for June 5, 2006 at 6:30 p.m. for Text Amendment Z-06-06. The vote of approval was unanimous.

4. Planning – Subdivision Ordinance Text Amendment 06-01 - (*Leslie Bell*)

Staff recommends that the Board of Commissioners set a Public Hearing date of June 5, 2006 at 6:30 for Subdivision Ordinance Text Amendment 06-01.

Vice-Chairman Norris moved to approve First Reading and set a Public Hearing for June 5, 2006 at 6:30 p.m. for Subdivision Ordinance Text Amendment 06-01. The vote of approval was unanimous.

5. GIS – Proposed Street Names - (*Jan Clemmons*)

Staff recommends that the Board of Commissioners approve first reading of the proposed street names and set a Public Hearing date for May 15, 2006 at 6:30 p.m.

Commissioner Moore moved to approve First Reading and set a Public Hearing for May 15, 2006 at 6:30 p.m. for the Proposed Street Names. The vote of approval was unanimous.

6. Public Housing – Crisis Housing Assistance Funding Grant - (*Vonnie Fulwood*)

Staff recommends that the Board of Commissioners approve a Budget Amendment for the Crisis Housing Assistance Funding grant as presented.

Commissioner Moore moved to approve a Budget Amendment for the Crisis Housing Assistance Funding grant. The vote of approval was unanimous.

7. Public Housing – Section 8 Waiting List - (*Vonnie Fulwood*)

Staff recommends that the Board of Commissioners approve reopening the Section 8 Waiting List application pool effective June 1, 2006.

Commissioner Sue moved to approve reopening the Section 8 Waiting List application pool effective June 1, 2006. The vote of approval was unanimous.

8. Cooperative Extension – Juvenile Crime Prevention Grants - (*Billy Privette*)

Staff recommends that the Board of Commissioners approve the submission of Juvenile Crime Prevention Grants to State Agency.

Commissioner Sue moved to approve the submission of Juvenile Crime Prevention Grants to the State Agency. The vote of approval was unanimous.

9. Operation Services – Proposed C&D Tipping Fee Increase (*Stephanie Lewis*)

Staff recommends that the Board of Commissioners approve an increase in the C&D tipping fee from the current \$34/ton to \$46/ton and direct staff to modify the C&D permit application to more clearly delineate Brunswick County as the sole service area for the landfill.

Vice-Chairman Norris moved to approve an increase in the C&D tipping fee from the current \$34/ton to \$46/ton and direct Staff to modify the C&D permit application to more clearly delineate Brunswick County as the sole service area for the Landfill. The vote of approval was unanimous.

10. Engineering – Carolina Shores Interconnect Project Change Order - (*Jeff Phillips*)

Staff recommends that the Board of Commissioners a change order with Temple Grading and Construction Company, Inc., in the amount of \$158,665.93 for the Carolina Shores Interconnect Project.

Vice-Chairman Norris moved to approve a Change Order with Temple Grading and Construction Company Inc., in the amount of \$158,665.93 for the Carolina Shores Interconnect Project. The vote of approval was unanimous.

11. Public Utilities – Purchasing Policy Waiver – Crane Truck - (*Jerry Pierce*)

Staff recommends that the Board of Commissioners approve waiver of the Purchasing Policy to allow acceptance of proposals for the purchase of a used crane truck for the Sewer Collection Division of the Public Utilities Department.

Commissioner Rabon moved to approve waiver of Purchasing Policy to allow acceptance of proposals for the purchase of a used crane truck for the Sewer Collection Division of the Public Utilities Department. The vote of approval was unanimous.

12. Public Utilities – Comprehensive Wastewater Master Plan - (*Jerry Pierce*)

Staff recommends that the Board of Commissioners approve the Comprehensive Wastewater Master Plan for Brunswick County dated February 2005, prepared by HDR Engineering.

Commissioner Sue moved to approve the Comprehensive Wastewater Master Plan for Brunswick County, dated February 2005, prepared by HDR Engineering. The vote of approval was unanimous.

13. Public Utilities – Public Education Program on Lead in Drinking Water - (*Jerry Pierce*)

Staff recommends that the Board of Commissioners receive information on a Public Education Program on Lead in Drinking Water.

The Board received the report from Jerry Pierce, Utilities Director as information.

14. Finance – Resolution - Investment of Funds - Finistar - (*Ann Hardy*)

Staff recommends that the Board of Commissioners approve a Resolution authorizing the Finance Officer to establish an account with Finistar.

Commissioner Sue moved to approve a Resolution authorizing the Finance Officer to establish an account with Finistar. The vote of approval was unanimous.

IX. BOARD APPOINTMENTS

1. Planning Board (District 3)

Commissioner Moore nominated Dr. William Flythe. Vice-Chairman Norris moved to close the nominations. The vote of approval was unanimous. Commissioner Moore moved to appoint Dr. Flythe. The vote of approval was unanimous. Dr. Flythe will fill the unexpired term of Sue Franks (resigned) that will expire August 1, 2008.

X. COUNTY ATTORNEY'S REPORT

1. Closed Session 7:09 p.m.

Commissioner Rabon moved to enter Closed Session pursuant to NCGS 143-318.11 (a) (3) to discuss confidential matters. The vote of approval was unanimous.

BREAK

The Chairman called a ten-minute break.

Reconvened 7:46 p.m.

The Chairman called the Open Session back to order and announced that no action was taken in Closed Session.

XI. OTHER BUSINESS/INFORMAL DISCUSSION

There was no other business to discuss.

XII. ADJOURNMENT

7:47 p.m. Commissioner Sue moved to recess the Regular Meeting until 3:00 p.m. on May 3, 2006 to hold a Unified Development Ordinance Workshop with the Planning Board and Board of Adjustments. The vote of approval was unanimous.

David R. Sandifer, Chairman

Deborah (Debby) Gore, Clerk to the Board